

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

WEDNESDAY, THE 20TH JUNE 2007 / 30TH JYAISHTA 1929

FAO.No. 132 of 2007()

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AGAINST THE ORDER DATED 11/04/2007 IN IA.1322/2007 IN  
OS.23/2007 of II ADDL.DISTRICT COURT,ERNAKULAM  
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APPELLANT/DEFENDANT/RESPONDENT;  
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M/S. AYURV AID HOSPITAL,  
276, 15TH CROSS ROAD, GIRINAGAR, ELAMKULAM,  
ERNAKULAM-682 020, A CONCERN OF M/S. KERALA FIRST  
HEALTH SERVICES REPRESENTED BY ITS  
MANAGING DIRECTOR RAJEEV VASUDEVAN.

BY ADV. SRI.C.HARIKUMAR

RESPONDENTS: PLAINTIFF/PETITIONER:  
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M/S. THREE-N PRODUCTS (P) LTD.,  
2/12 WEST PATEL NAGAR, NEW DELHI-110 008,  
REPRESENTED BY ITS MANAGING DIRECTOR,  
MANMINDER SINGH.

BY

THIS FIRST APPEAL FROM ORDERS HAVING COME UP FOR  
ADMISSION ON 20/06/2007, THE COURT ON THE SAME DAY PASSED  
THE FOLLOWING:

**K.PADMANABHAN NAIR, J.**

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F.A.O.No. 132 of 2007  
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Dated this the 20<sup>th</sup> June, 2007.

**J U D G M E N T**

This First Appeal against Order is filed challenging an ex parte order of injunction passed by the court below, in I.A.No.1322 of 2007 in O.S.No.23 of 2007, pending before the District Court, Ernakulam. It is submitted by the counsel for the appellant that the appellant appeared before the Trial Court, filed his counter and injunction application is heard and posted for orders. Now, the only remedy available to the appellant is to challenge that order, in case, it is decided against him. Hence, I do not find any reason to interfere with the ex parte order. Therefore, without prejudice to the right of the petitioner to challenge the final order that may be passed in I.A.No.1322/2007, in case, the same is decided against him, this F.A.O. is closed.

**K.PADMANABHAN NAIR,  
JUDGE**

nj.